

## Message Text

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ORIGIN IO-13

INFO OCT-01 ARA-06 EUR-12 NEA-10 ISO-00 SCCT-01 CIAE-00

DODE-00 PM-04 H-02 INR-07 L-03 NSAE-00 NSC-05 PA-01

PRS-01 SP-02 SS-15 USIA-06 OMB-01 /090 R

DRAFTED BY IO/HR:WEHEWITT:BKM

APPROVED BY P:PCHABIB

S/CCT:RMYERS (SUBS)

L/UNA:RSTOWE

ARA/LA/NC:FJDEVINE

IO:JABAKER

IO/UNP:GHELMAN (SUBS)

EUR/CE:DANDERSON

S/S: RGAMBLE

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R 040125Z AUG 76

FM SECSTATE WASHDC

TO AMEMBASSY BONN

INFO USMISSION USUN NEW YORK

USMISSION GENEVA

AMEMBASSY CARACAS

AMEMBASSY TEL AVIV

AMEMBASSY LONDON

AMEMBASSY THE HAGUE

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CARACAS FOR ASSISTANT SECRETARY SAMUEL LEWIS

E.O. 11652: N/A

TAGS: PFOR, UNGA, GW

SUBJECT: FRG INITIATIVES ON HUMAN RIGHTS COURT AND  
INTERNATIONAL TERRORISM

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1. FRG EMBASSY CHARGE HANSEN CALLED ON UNDER SECRETARY

FOR POLITICAL AFFAIRS HABIB AUGUST 3 TO INFORM THE USG AT A HIGH LEVEL AND TO ASK FOR USG SUPPORT FOR TWO PROPOSALS WHICH FOREIGN MINISTER GENSCHER WILL SUBMIT TO THE 31ST UNGA: (A) AN INTERNATIONAL COURT FOR THE PROTECTION OF HUMAN RIGHTS, AND (B) A CONVENTION CONCERNING INTERNATIONAL MEASURES AGAINST TAKING OF HOSTAGES.

2. HANSEN EXPLAINED THAT THE PROPOSAL FOR A HUMAN RIGHTS COURT, WHILE ARISING OUT OF A BACKGROUND OF HUMAN RIGHTS VIOLATIONS WHICH HAVE OCCURRED ALONG THE DEMARCATION LINE, WAS INTENDED TO BE GENERAL IN SCOPE AND TO IMPROVE THE CAPACITY OF THE UN TO BRING TO BEAR EXISTING HUMAN RIGHTS INSTRUMENTS ALL OVER THE WORLD. HE SAID THAT THE GERMAN PROPOSAL WILL BE MODELED UPON THE COURT WHICH HAS EFFECTIVELY FUNCTIONED UNDER THE EUROPEAN HUMAN RIGHTS CONVENTION. THE FRG GOVERNMENT HAS NOT YET DECIDED WHETHER TO PUSH A SPECIFIC PROPOSAL AT THE 31ST UNGA OR TO HOLD IT OVER UNTIL THE 32ND UNGA WHEN AN ITEM ON WAYS AND MEANS WITHIN THE UN SYSTEM FOR IMPROVING THE EFFECTIVE

ENJOYMENT OF HUMAN RIGHTS IS SCHEDULED FOR PRIORITY DISCUSSION.

3. THE PROPOSED CONVENTION AGAINST TAKING OF HOSTAGES DEFINITELY WILL BE PURSUED AT THE 31ST UNGA. THE CONVENTION WILL BE DESIGNED TO GUARANTEE IN PARTICULAR THAT CRIMINALS WILL EITHER BE EXTRADITED OR TRIED IN THE COUNTRY IN WHICH THEY ARE ARRESTED.

4. HANSEN NOTED THAT SIMILAR APPROACHES WERE BEING MADE BY FRG EMBASSIES WORLDWIDE IN COUNTRIES IN WHICH A SYMPATHETIC RECEPTION IS DEEMED LIKELY. SPECIFIC TEXTS FOR EACH PROPOSAL ARE IN THE PROCESS OF BEING DRAFTED AND WILL BE SUPPLIED TO THE USG IN THE NEAR FUTURE. AT A LATER STAGE THE FRG WILL BE SEEKING USG ADVICE ON SUBSTANCE AND TACTICS.

5. IN THE ENSUING DISCUSSION HABIB EXPRESSED GENERAL APPRECIATION FOR THE POSSIBLE FRG INITIATIVES ON TWO SUBJECTS OF DEEP CONCERN TO THE USG. IN SPITE OF THE LIMITED OFFICIAL USE

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SERIOUS DIFFICULTIES SURROUNDING EACH SUBJECT, IT WAS IMPORTANT THAT WE NOT BE DETERRED FROM PRESSING FORWARD IN THE BEST WAY POSSIBLE. HABIB REFRAINED FROM COMMENTING IN DETAIL ON THE GERMAN PROPOSALS UNTIL THE SPECIFIC TEXTS HAD BEEN RECEIVED. IN THE MEANTIME, OUR OWN EXPERTS WILL BE GIVING A PRELIMINARY EXAMINATION TO PROPOSALS AS THEY HAVE BEEN OUTLINED TO US.

6. CARACAS FOR LEWIS: WE SEE NO REASON NOT TO PASS ON  
NEWS OF THIS FRG APPROACH ON TERRORISM INITIATIVE, STATING  
THAT WE WILL BE EXAMINING IT CAREFULLY  
WITH RESPECT TO THE HUMAN RIGHTS COURT IDEA, WE BELIEVE  
IT BETTER NOT TO DISCUSS IT UNTIL FRG CLEARER ON HOW AND  
WHEN THEY PLAN TO PRESENT IT. KISSINGER

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** INTERNATIONAL LAW, HUMAN RIGHTS, LOBBYING, PROPOSALS (BID), UNGA RESOLUTIONS, HOSTAGES, TERRORISTS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 04 AUG 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** ShawDG  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1976STATE192664  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** WEHEWITT:BKM  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** I  
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**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ORIGIN IO  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 3  
**Previous Channel Indicators:** n/a  
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**Previous Handling Restrictions:** n/a  
**Reference:** n/a  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** ShawDG  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 27 APR 2004  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <27 APR 2004 by buchant0>; APPROVED <23 AUG 2004 by ShawDG>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
04 MAY 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** FRG INITIATIVES ON HUMAN RIGHTS COURT AND INTERNATIONAL TERRORISM LIMITED OFFICIAL USE  
**TAGS:** PFOR, GE, UNGA  
**To:** BONN  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006